IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.34413 of 2008
1. DR.SARJU PRASAD SHARMA @ SARJU PRASAD SHARMA
Son of Late Raghunandan Sharma
2. MAYA DEVI SHARMA wife of Dr. Sarju Prasad Sharma
both are resident of West Church Road, Police Station- Rampur, District- Gaya
3. SAHID HASSAN KHAN son of Khalil Khan
resident of Star Lodge, G.B.Road,
P.S.- Civil Line, District- Gaya.
Versus
STATE OF BIHAR
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2 **14.11.2008** Heard learned counsels for the petitioners and the State.

Petitioners are accused for the offence under sections 420, 467, 468, 471 of the Indian Penal Code.

At the outset it has been submitted on behalf of the petitioners that although allegations have been made alleging forgery in execution of the sale deed dated 03.07.1996 however for setting aside the said deed a title suit is pending between the parties vide Title Suit No. 117 of 2008. It is further submitted that a suit has also been filed by the petitioner no.2 and others vide Partition Suit No. 118 of 2008 against the informant, and as such, the allegations have been levelled against the petitioners for ulterior purposes.

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Learned Addl. P.P. appearing for the State is not in position to refute the above submissions.

Having considered the submissions, as noticed above, and in the facts and circumstances of the case, it

is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Gaya, in connection with Civil Lines P.S.Case No. 17 of 2008 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

Manish/- **(Shailesh Kumar Sinha,J.)**

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